

**Tennessee Board of Medical Examiners’
Committee on Physician Assistants
April 16, 2004**

Minutes

A regular meeting of the Tennessee Board of Medical Examiners’ Committee on Physician Assistants was held in the Cumberland Room located on the Ground Floor of the Cordell Hull State Office Building on April 16, 2004.

Members Present: Don Black, PA; Marcia Cole ,PA; Rory O’More, PA; Janet Johnson, OPA; Glen Alexander, PA; and Nancy Parton, PA

Members Absent: All members were present.

Staff Present: Robert J. Kraemer, Jr., Associate General Counsel; LaTonya Shelton, Administrator, Marsha Arnold, Unit Manager; Jerry Kosten, Rules Coordinator

Don Black, Committee Chairman, called the meeting to order at 9:15 a.m. The Chairman determined that a sufficient number of members were in attendance to constitute a quorum.

Approval of Minutes

Mr. Rory O’More made a motion to approve the minutes from the July 11, 2003, and Mr. Glen Alexander seconded the motion. Mrs. Nancy Parton made a motion to approve the minutes from the Teleconference on February 5, 2004 and Mr. Rory O’More seconded the motion. The motions passed unanimously.

Financial Report

The Committee reviewed the financial report which indicated a projected cumulative balance of \$144,669.00.

Disciplinary Report

The Committee reviewed the written report submitted by the disciplinary coordinator which indicated one licensee is being monitored and is in compliance. Ms. Lea Phelps informed the Committee that after this meeting there will be two licensees being monitored.

Manager's Report

Ms. Marsha Arnold reported that the activities that have transpired in the administrative office between December 1, 2003 and March 31, 2004 concerning Physician Assistants are as follows:

27 new applications, 22 new licenses, 76 mailed out renewals and 2 licensure reinstatements. The performance measures have been incorporated since the first of 2002. The deadline for processing renewals has been set for 14 days. The actual processing time of our office is 6.75 days. The deadline for processing new applications has been set for 100 days. The actual processing time of our office is 37.4 days. Ms. Arnold also informed the Committee that the total number of active licensees as of March 31, 2004 is 661 and of that total 589 have Tennessee mailing addresses.

Investigations Report

Ms. Lea Phelps informed the board that there are nine open complaints in the Bureau of Investigations.

Break at 11:20 am.

Order Modification

Judge Margaret Robinson was presiding and Mr. Bob O'Connell was the attorney for the State. Don P. Stanton was present without legal representation. Mr. Vince Parrish, Field Coordinator, testified on the behalf of TMF.

Don P. Stanton, P.A. filed a request of Order Modification seeking a modification of his previous Order entered October 10, 2000 requesting the lifting of his probation. The Committee denied the lifting of the probation due to the result of a positive drug screen from using a controlled substance without proper authority and prescribing authority. This result constituted a violation of the original Order. The Committee requested a new Order Modification effective April 16, 2004 that would place Mr. Stanton on probation for and additional two (2) years. If Mr. Stanton has a positive drug screen within this probationary period he will be placed on probation for an additional three (3) years for a total of five (5) years probation . During this probation, Mr. Stanton will have to attend Narcotics Anonymous meetings on a regular basic and also maintain advocacy of the Tennessee Medical Foundation and comply with all requirements of the TMF contract. Mr. Stanton's probation will not be lifted until he petitions and appears before the Committee after the initial probation runs , all conditions have been met, and the Committee is satisfied. If this Order is violated it shall constitute a separate violation of the Physician Assistant Act, Rule 0880-3-.15(1) (b) O.C.R.R.S.T., and is grounds for further disciplinary action by the Committee. Mr. Rory O'More made a motion to accept the Amended Order Modification and Mr. Glen Alexander seconded the motion. The motion carried unanimously.

OGC Report

Mr. Kraemer informed the Committee that the disciplinary rule went to rulemaking hearing on December 23, 2003. The Committee adopted the rule on April 16, 2004. Mr. Kraemer also stated that there was three cases open pertaining to the Board of Medical Examiners' Committee on Physician Assistants.

Ratification of New Licenses and Reinstatements

Mr. Rory O' More made a motion to ratify the new licenses and retirements. Mr. Glen Alexander seconded the motion. The motion passed unanimously.

Tennessee Professional Assistant Program

Dr. Ann Busby read her report to the Committee concerning TNPAP. Statistics for the period of April through January 1, 2004 to March 31, 2004 TNPAP has four (4) participants being monitored and one (1) withdrawal which is a physician with an out of state address . This report also showed the educational and outreach activities starting from July 1, 2003 through March 31, 2004.

Tennessee Academy of Physician Assistant

John Williams reported on rules effecting the Committee which are printed or typed prescriptions and the opening of free health clinics.

General Discussion

Discussion of reinstatement application back renewal fees should be placed back on the agenda for discussion for the meeting on July 9, 2004.

Discussion, adoption and roll call vote for Departmental filing of Notice of Rule Making Hearing on December 23, 2003 regarding disciplinary proceedings. Janet Johnson motioned to adopt the rule and Glen Alexander seconded. The vote passed unanimously.

Discussion on Health Insurance Portability and Accountability Act (HIPPA). Mrs. Denise Moran was not available to conduct the training. This discussion is to be placed back on the sunshine notice for the next scheduled meeting which is July 9, 2004.

Discuss and consider supporting legislation to delete independent review of medical records by a designated member. Mr. Glen Alexander moved to support the legislation and Mr. Rory O'More seconded the motion. The motion carried unanimously.

“Noteworthy” on the Internet.

Nothing to report.

The next scheduled meeting is July 9, 2004 at 9:00 a.m. in the Cumberland Room.

The meeting adjourned at 12: 40 pm.

Approved this 8th day of October, 2004by the Committee on Physician Assistants.

Secretary

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